

1 Elisabeth French  
2 PITTMAN, DUTTON, KIRBY & HELLUMS, P.C.  
3 1100 Park Place Tower  
4 Birmingham, AL 35203  
5 (205) 322-8880  
6 (205) 328-2711 (fax)  
7 Attorneys for Plaintiff:  
8 Henry Carroll

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA

11  
12 \_\_\_\_\_ )  
13 IN RE: BEXTRA AND CELEBREX )  
14 MARKETING SALES PRACTICES AND )  
15 PRODUCT LIABILITY LITIGATION )

MDL NO. 1699  
District Judge: Charles R. Breyer

16 Henry Carroll,

17 Plaintiffs,

18 vs.

19 Pfizer, Inc., et al.

20 Defendants. )

STIPULATION AND ORDER OF  
DISMISSAL WITH PREJUDICE

21 CASE NO. 06-0880 CRB

22 Come now the Plaintiff Henry Carroll and Defendants, by and through the undersigned  
23 attorneys, pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the  
24 dismissal of these actions **with prejudice** with each side bearing its own attorneys' fees and  
25 costs.  
26  
27  
28

1  
2 DATED: October 24, 2006. PITTMAN, DUTTON, KIRBY & HELLUMS

3 By: Elisabeth French  
4 Elisabeth French  
Attorney for Plaintiff, William Long

5  
6 DATED: October 24, 2006. GORDON & REES

7 By: Stuart M. Gordon  
8 Stuart M. Gordon  
Attorney for Defendants

9  
10  
11 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION,**  
12 **IT IS SO ORDERED.**

13  
14 Dated: Oct. 27, 2006.

15 Hon. Charles R. Breyer  
United States District

